

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN

UNITED STATES OF AMERICA

Plaintiff,

v.

DTE ENERGY COMPANY, and  
DETROIT EDISON COMPANY

Defendants.

Civil Action No. 2:10-cv-13101-BAF-RSW

Judge Bernard A. Friedman

Magistrate Judge R. Steven Whalen

**PLAINTIFF'S CONSENT MOTION FOR EXTENSION OF TIME TO RESPOND  
TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT  
BASED ON THE 2002 NSR REFORM RULES**

Pursuant to the Local Rules and Rule 6(b) of the Federal Rules of Civil procedure, Plaintiff United States submits this motion for an extension of time, up to and including July 8, 2011, to respond to Defendant's Motion for Summary Judgment Based on the 2002 NSR Reform Rules (ECF No. 107), filed June 9, 2011. In support of this motion, Plaintiff states as follows:

Pursuant to Federal Rules of Civil Procedure 5, 6 and 12, the United States' response is currently due July 5, 2011. Consequently, the time for the United States to respond has not yet expired.

The parties have conferred and Defendant has consented to the requested extension. The United States asserts that the extension is necessary to facilitate adequate consideration of the issues raised by Defendant's motion, and to complete the process of obtaining the necessary client and management review and approval of the brief.

Wherefore, the United States respectfully requests that this Court extend the filing deadline for its response from July 5, 2011, to July 8, 2011.

A proposed Order is attached hereto.

Respectfully Submitted,

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Environment & Natural Resources Division

Dated: June 29, 2011

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 29, 2011, the foregoing Notice of Appearance was filed electronically using the Court's ECF system and automatically served through the Court's ECF system on counsel of record.

/s/ *Elias L. Quinn*  
Elias L. Quinn  
Counsel for the United States

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**ORDER GRANTING PLAINTIFF'S CONSENT MOTION FOR EXTENSION OF TIME  
TO RESPOND TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT  
BASED ON THE 2002 NSR REFORM RULES**

Upon consideration of the Plaintiff's Consent Motion for Extension of Time to Respond to Defendant's Motion for Summary Judgment Based on the 2002 NSR Reform Rules, with good cause having been established, IT IS HEREBY ORDERED that Plaintiff's deadline for filing its response is extended up to and including July 8, 2011.

HONORABLE BERNARD A. FRIEDMAN  
United States District Court Judge

Dated: